

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Appeal to the Board of Patent Appeals and Interferences

PATENT APPLICATION

In re PATENT APPLICATION of

Inventor(s): DYMECKI

Appln. No.: 08

Series Code ↑

866,279

Serial No. ↑

Group Art Unit: 1632

Examiner.: A. -M. Baker

Atty. Dkt. PM 234805

M#

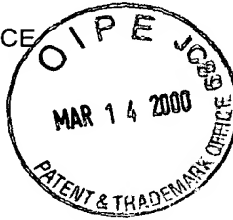
Client Ref

Filed: May 30, 1997

Title: USE OF FLP RECOMBINASE IN MICE

Date: March 14, 2000

Hon. Asst. Commissioner of Patents
Washington, D.C. 20231



Sir:

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated September 14, 1999 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. ☐ **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer - unextendable).
4. ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
5. ☒ "Small entity" statement filed: ☐ herewith. ☒ previously.
6. ☐ Fee **NOT** required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd,enter	\$300/150	\$150 119/219
If box 2 above is X'd,enter	\$300/150	\$0 120/220
If box 3 above is X'd,enter	\$260/130	\$0 121/221
If box 4 above is X'd,enter nothing	- 0 - (no fee)	
8. Original due date: December 14, 1999		
9. Petition is hereby made to extend the original due date (1 mo) \$110/\$55 to cover the date this response is filed for which the (2 mos) \$380/\$190 requisite fee is attached. (3 mos) \$870/\$435 (4 mos) \$1360/\$680 (Usable only if box 2 is X'd--- 5 mos) \$1850/\$925		115/215
		116/216
		117/217
		118/218
		128/228
10. Enter any previous extension fee paid <input type="checkbox"/> previously since above Original due date (item 7); <input type="checkbox"/> with concurrently filed amendment	-\$0	
11. Subtract line 9 from line 8 and enter: Total Extension Fee		+\$435
12. TOTAL FEE ATTACHED =		\$585

(Our Deposit Account No. 03-3975)

(Our Order No. 20263

C#

234805

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

03/16/2000 SLUWMS 00000091 08866279

01 FC:217

435.00 OP

Pillsbury Madison & Sutro LLP
Intellectual Property Group

1100 New York Avenue, NW
Ninth Floor
Washington, DC 20005-3918
Tel: (202) 861-3000
Atty/Sec: PNK/maf

By: Atty: Paul N. Kokulis

Reg. No. 16773

Sig: Gary T. J. 43, 180

Fax: (202) 822-0944

Tel: (202) 861-3503

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments

03/16/2000 SLUWMS 00000091 08866279

02 FC:219

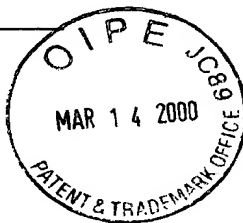
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PATENT
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Asst. Commissioner of Patents
 Washington, D.C. 20231

Sir:

REPLY/AMENDMENT/LETTER

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. "Small Entity" statement(s) filed <input type="checkbox"/>											
<input checked="" type="checkbox"/> previously <input type="checkbox"/> herewith											
		(No.)									
2. Total Effective Claims		49		**minus		49		0		x \$18/\$9 =	
3. Independent Claims		4		***minus		4		0		x \$78/\$39 =	
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)		add								+ \$260/\$130 =	
5. Original due Date: December 14, 1999		<input type="checkbox"/> NONE									
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 mo)		\$110/\$55 =						115/215	
		(2 mos)		\$380/\$190 =						116/216	
		(3 mos)		\$870/\$435 =						117/217	
		(Usable only for ≤ 2mo.OA --- 4 mos)		\$1360/\$680 =						118/218	
		(Usable only for 30 day/1mo.OA --- 5 mos)		\$1850/\$925 =						128/228	
7. Enter any previous extension fee paid since above original due date and subtract										- \$435	
8.										Extension Fee Attached	
9. If Terminal Disclaimer attached, add Rule 20(d) official fee										+ \$0	
10. If IDS attached requires Official Fee,										+ \$110/\$55 =	
or if Rule 97(d) Petition										+ \$0	
11. After-Final Request Fee per rules 129(a) and 17(r)										+ \$240 =	
12. No. of additional inventions for examination per Rule 129(b)										+ \$130 =	
13. Petition fee for										+ \$690/345 =	
14.										+ \$0	
15. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".										+ \$0	
16. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.										126	
17. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.										122	
TOTAL FEE ENCLOSED =										\$0	

15. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".
 16. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.
 17. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown in the heading hereof, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Madison & Sutro LLP
 Intellectual Property Group

By Atty: Paul N. Kokulis

Sig:

Paul N. Kokulis
 Reg. No. 16773
 Fax: (202) 822-0944
 Tel: (202) 861-3503

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 Ninth Floor
 Washington, DC 20005-3918
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